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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 REARDEN LLC, REARDEN MOVA LLC,
18
19 Plaintiffs,
20
21 v.

Case No. 4:17-cv-04006-JST

22 DISNEY ENTERPRISES, INC., a Delaware
23 corporation, DISNEY STUDIO PRODUCTION
24 SERVICES CO., LLC f/k/a WALT DISNEY
25 PICTURES PRODUCTION, LLC, a California
26 limited liability company, WALT DISNEY
27 PICTURES, a California corporation,
28 MARVEL STUDIOS, LLC a Delaware limited
liability company, MVL PRODUCTIONS LLC,
a Delaware limited liability company, CHIP
PICTURES, INC., a California corporation,
INFINITY PRODUCTIONS LLC, a Delaware
limited liability company, ASSEMBLED
PRODUCTIONS II LLC, a Delaware limited
liability company,

**DECLARATION OF MARK S.
CARLSON IN SUPPORT OF
PLAINTIFFS' NOTICE OF MOTION
EXCLUDING DARREN HENDLER
OPINIONS UNDER FRE 702**

Date: October 27, 2023
Time: 2:00 p.m.
Judge: Hon. Jon S. Tigar
Ct. No.: 6 (2nd Floor)

Defendants.

1 I, MARK CARLSON, declare as follows:

2 1. I am an attorney with Hagens Berman Sobol Shapiro LLP, and I am one of the firm's
3 lawyers representing the plaintiffs in this case. I have personal knowledge of the facts stated in this
4 declaration except as expressly stated otherwise, and I could testify with respect to those facts under
5 oath if called upon to do so.

6 2. Attached hereto as Exhibit A is a true and correct copy of an excerpt from the
7 Declaration of Darren Hendler In Support of Disney's Motion for Summary Judgment dated October
8 14, 2020. I have highlighted the portions of the declaration that Rearden has asked the Court to
9 exclude based on its motion in limine.

10 3. Attached hereto as Exhibit B are true and correct copies of excerpts from the
11 transcripts of the depositions of Darren Hendler dated June 12, 2020 and February 16, 2023. I have
12 highlighted the portions of the transcripts that are cited in the motion and correspond to the
13 declaration testimony that Rearden seeks to exclude.

14 4. Attached hereto as Exhibit C is a true and correct copy of Defendants' Rule 26(a)(2)
15 Expert Disclosures dated April 20, 2023.

16 5. I declare that the foregoing is true and correct under penalty of perjury.

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18 DATED: September 15, 2023

Signed in Seattle, Washington, by:

19 /s/ Mark Carlson

20 Mark Carlson
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